

Michael H. Jester
A Professional Law Corporation
PATENTS & TRADEMARKS

505D GRAND CARIBE CAUSEWAY
CORONADO, CALIFORNIA 92118-3303
Phone: (619) 628-4598 Fax: (619) 628-4796
e-mail: mjester@cts.com
<http://www.lawyers.com/jesterlaw>

Member
California and Wash. D.C. Bars

USPTO Reg. No.
28,022

Attorney-Client Privileged Communication

PLEASE DELIVER IMMEDIATELY

fax

CONFIDENTIAL ATTORNEY-CLIENT COMMUNICATION - please telephone immediately if this FAX is mistakenly received

to: Examiner Christopher S. Kim
U.S. Patent & Trademark Office

fax #: 1-703-872-9302

from: Michael H. Jester

FAX RECEIVED

APR 15 2003

date: April 15, 2003

GROUP 3700

subject: USN 09/873,167 Michael L. Clark
A Horny Duck No. 95-198

pages: three (3) (including this page)

NOTES:

Supplemental Response to Restriction
Requirement Transmitted Herewith.

This facsimile contains confidential privileged information intended only for the use of the individual or entity named above. If the reader of this facsimile is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any use or dissemination of this facsimile or any information contained therein is strictly prohibited. If you have received this facsimile in error, please immediately notify me by telephone and return the original facsimile to me at the above address via the U.S. Postal Service. Thank you.

4/18/03
#10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
Michael L. Clark)
Serial No.: 09/873,167)
Filed: June 1, 2001)
For: *Rotor Type Sprinkler with Insertable Drive*)
Subassembly Including Horizontal Turbine)
and Reversing Mechanism)

Examiner: Christopher S. Kim
Group Art Unit: 3752

FAX RECEIVED

APR 15 2003

GROUP 3700

SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT

BOX AMENDMENT - NO FEE
Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Second Office Action mailed April 11, 2003, Applicant hereby elects Species A disclosed in Figs. 1 - 81. Species B is disclosed in Figs. 82 - 96. As explained on page 24, lines 15 - 26 of the specification, Species B is similar to Species A except that the former has a scrubber 166 (Fig. 82) that cleans algae and debris off the bi-level screen 168, and a riser ratchet mechanism including teeth 174 and ribs 176 (Fig. 85) which normally fix the rotational position of the inner riser 170 within the outer housing 172 but permit the riser 170 to be rotated relative to the outer housing 172 to orient the selected arc of coverage. Claims 1 - 30 are readable on Species A. None of the claims is specifically readable on the aforementioned additional features of Species B. The additional features of Species B are claimed in co-pending U.S. Patent Application Serial No. 10/000,291 of Michael L. Clark filed on November 2, 2001, which is a continuation-in-part of the above-captioned U.S. Patent Application Serial No. 09/873,167.

The examiner is thanked for the courtesy of the telephone call today with the undersigned attorney during which the requirements for a proper response to the outstanding restriction

0035-188

requirement were discussed. If this election is deficient in any respect, the examiner is requested to telephone the undersigned attorney for additional action to comply with the restriction requirement.

Action on the merits of the application is requested. No additional fee is due at this time.

I hereby certify that this paper is being faxed to USPTO Examiner Christopher Kim on April 15, 2003 by transmission to (703) 872 - 9302.

Respectfully submitted,

 4/15/03

By: Michael H. Jester
Attorney for Applicant(s)
Registration No. 28,022

MICHAEL H. JESTER
A Professional Law Corporation
505 D Grand Caribe Causeway
Coronado, California 92118-3303

Phone: (619) 628-4598
Facsimile: (619) 628-4796